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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/041,702	01/04/2002	Valeria Molnar	915-416	5458
7590	09/25/2006		EXAMINER	IQBAL, KHAWAR
Francis J. Maguire Ware, Fressola, Van Der Sluys & Adolphson LLP 755 Main Street P.O. Box 224 Monroe, CT 06468			ART UNIT	PAPER NUMBER
			2617	
			DATE MAILED: 09/25/2006	

Please find below and/or attached an Office communication concerning this application or proceeding.

<b>Office Action Summary</b>	<b>Application No.</b>	<b>Applicant(s)</b>
	10/041,702	MOLNAR ET AL.
	<b>Examiner</b>	<b>Art Unit</b>
	Khawar Iqbal	2617

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

#### Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 03 MONTH(S) OR THIRTY (30) DAYS, WHICHEVER IS LONGER, FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

#### Status

- 1) Responsive to communication(s) filed on 11 August 2006.
- 2a) This action is FINAL.                    2b) This action is non-final.
- 3) Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

#### Disposition of Claims

- 4) Claim(s) 1-14 is/are pending in the application.
- 4a) Of the above claim(s) \_\_\_\_\_ is/are withdrawn from consideration.
- 5) Claim(s) \_\_\_\_\_ is/are allowed.
- 6) Claim(s) 1-14 is/are rejected.
- 7) Claim(s) \_\_\_\_\_ is/are objected to.
- 8) Claim(s) \_\_\_\_\_ are subject to restriction and/or election requirement.

#### Application Papers

- 9) The specification is objected to by the Examiner.
- 10) The drawing(s) filed on \_\_\_\_\_ is/are: a) accepted or b) objected to by the Examiner.  
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).  
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

#### Priority under 35 U.S.C. § 119

- 12) Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
  - a) All    b) Some \* c) None of:
    1. Certified copies of the priority documents have been received.
    2. Certified copies of the priority documents have been received in Application No. \_\_\_\_\_.
    3. Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

\* See the attached detailed Office action for a list of the certified copies not received.

#### Attachment(s)

1) <input checked="" type="checkbox"/> Notice of References Cited (PTO-892)	4) <input type="checkbox"/> Interview Summary (PTO-413)
2) <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948)	Paper No(s)/Mail Date. _____ .
3) <input type="checkbox"/> Information Disclosure Statement(s) (PTO/SB/08)	5) <input type="checkbox"/> Notice of Informal Patent Application
Paper No(s)/Mail Date _____ .	6) <input type="checkbox"/> Other: _____ .

## DETAILED ACTION

### ***Claim Rejections - 35 USC § 102***

1. The following is a quotation of the appropriate paragraphs of 35 U.S.C. 102 that form the basis for the rejections under this section made in this Office action:

A person shall be entitled to a patent unless –

(e) the invention was described in (1) an application for patent, published under section 122(b), by another filed in the United States before the invention by the applicant for patent or (2) a patent granted on an application for patent by another filed in the United States before the invention by the applicant for patent, except that an international application filed under the treaty defined in section 351(a) shall have the effects for purposes of this subsection of an application filed in the United States only if the international application designated the United States and was published under Article 21(2) of such treaty in the English language.

2. Claims 1-14 are rejected under 35 U.S.C. 102(e) as being anticipated by Krishnamurthi et al (20010023186).

3. Regarding claims 1,7 and 10 Krishnamurthi et al teaches a method for (figs.1- 3) restricting a message service in a communication network, wherein at least a sender and a recipient of a message communication in said network are identifiable by a respective address (para. # 0036, 0040-41); said method comprising the steps of (figs. 1-3):

keeping a record containing information about certain addresses with which a message communication is not allowed (para. # 0036, 0040-41); deciding whether a message communication with a certain address is allowed or not, and writing information of unallowed addresses in said record, thus determining contents of said record (para. # 0036, 0040-41); receiving a request for establishing a message communication (para. # 0036, 0040-41); analyzing on the basis of the information in the record whether a message communication is allowed (para. # 0036, 0040-41); and

preventing the transmission of a message if said message is related to an unallowed address according to the analyzing step, wherein each of said decision step and said preventing step is done in said communication network, and said record (para. # 0036, 0040-41), wherein each of said decision step and said preventing step is done in a switching center of said communication network, and said record is kept in said switching center (para. # 0036, 0040-41).

Regarding claim 2 Krishnamurthi et al teaches wherein one of said sender and said receiver is a message service center (para. # 0036, 0040-41).

Regarding claim 3 Krishnamurthi et al teaches wherein said switching center is a visited switching center, to which a terminal of a subscriber being involved in said message communication is related at a time when said message is to be transmitted (para. # 0036, 0040-41).

Regarding claim 4 Krishnamurthi et al teaches wherein said switching center is an interworking switching center (para. # 0036, 0040-41).

Regarding claim 5 Krishnamurthi et al teaches wherein said contents of said record are subscriber specific (para. # 0036, 0040-41).

Regarding claim 6 Krishnamurthi et al teaches wherein said record is common to a group of subscribers (para. # 0036, 0040-41).

Regarding claim 8 Krishnamurthi et al teaches wherein one of said sender and said receiver is a message service center (para. # 0036, 0040-41).

Regarding claim 9 Krishnamurthi et al teaches wherein said switching center is a visited switching center, to which a terminal of a subscriber being involved in said

message communication is related at a time when said message is to be transmitted (para. # 0036, 0040-41).

Regarding claim 11 Krishnamurthi et al teaches a network element capable of restricting a message service between at least one sender and one recipient, wherein each has an address comprising:

a record in which information about unallowed addresses is written (para. # 0036, 0040-41);

an analyzing means for analyzing with the help of said record whether an address is unallowed (para. # 0036, 0040-41);

means, operable to prevent transmission of a message if said message is related to an address which is unallowed according to the analysis of the analyzing means (para. # 0036, 0040-41); and

decision means for deciding on permission for an address in a message communication (para. # 0036, 0040-41), wherein

said record, said analyzing means, said preventing means and said decision means are located in said network element comprising a switching center (para. # 0036, 0040-41).

Regarding claim 12 Krishnamurthi et al teaches wherein one of said sender and said receiver is a message service center (para. # 0036, 0040-41).

Regarding claim 13 Krishnamurthi et al teaches wherein said switching center is a visited switching center, to which a terminal of a subscriber being involved in said

message communication is related at a time when said message is to be transmitted (para. # 0036, 0040-41).

Regarding claim 14 Krishnamurthi et al teaches wherein said switching center is an interworking switching center (para. # 0036, 0040-41).

### ***Response to Arguments***

4. Applicant's arguments with respect to claims 1-14 have been considered but are moot in view of the new ground(s) of rejection.

### ***Conclusion***

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Khawar Iqbal whose telephone number is 571-272-7909.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Joseph H. Feild can be reached on (571) 272-4090. The fax phone number for the organization where this application or proceeding is assigned is 703-872-9306.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

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Any inquiry of a general nature or relating to the status of this application or proceeding should be directed to the receptionist/customer service whose telephone number is (571) 272-2600.

*Khawar Iqbal*



JOSEPH FEILD  
SUPERVISORY PATENT EXAMINER